

**UNITED STATES PATENT AND TRADEMARK OFFICE****PATENT**

|                                |   |                             |                                   |
|--------------------------------|---|-----------------------------|-----------------------------------|
| <b>APPLICANT:</b>              | E. Arking   | <b>GROUP ART UNIT:</b>      | 1795                              |
| <b>APPLICATION SERIAL NO.:</b> | 10/815,513  | <b>EXAMINER:</b>            | AKRAM, IMRAN.<br>Tel 571-270-3241 |
| <b>FILING DATE:</b>            | April 1, 2004   | <b>ATTORNEY DOCKET NO.:</b> | IK-120 (US)<br>016853-0031        |
| <b>TITLE OF APPLICATION:</b>   | SYSTEM AND METHOD FOR FRACTIONATION OF A CENTRIFUGED SAMPLE |                             |                                   |

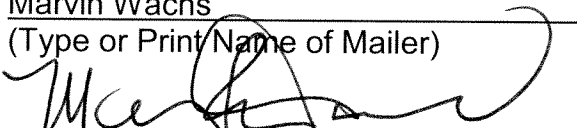
**Confirmation No. 8227****CERTIFICATE OF TRANSMISSION/MAILING**

I hereby certify that this correspondence is being electronically transmitted to the United States Patent and Trademark Office addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Date: May 24 2009

Marvin Wachs

(Type or Print Name of Mailer)

  
(Signature of Mailer)**MAIL STOP AMENDMENT**

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO NON-FINAL OFFICE ACTION OF NOVEMBER 28, 2008,  
AND AMENDMENT****I. INTRODUCTORY COMMENTS**

This communication is submitted in response to the Non-Final Office action of November 28, 2008.

*Location of Specified Sections for Scanning of this Document*

| SECTIONS OF DOCUMENT                | LOCATION OF SECTION   |
|-------------------------------------|-----------------------|
| <b>I. INTRODUCTORY COMMENTS</b>     | <b>Page(s) 1 – 3</b>  |
| AMENDMENTS TO THE SPECIFICATION     |                       |
| <b>II. AMENDMENTS TO THE CLAIMS</b> | <b>Page(s) 4 - 6</b>  |
| AMENDMENTS TO THE DRAWINGS          |                       |
| <b>III. REMARKS</b>                 | <b>Page(s) 7 - 10</b> |
| APPENDIX                            |                       |

- **Request for Extension of Time**

Applicant requests a three-month extension of time up to and including May 28<sup>th</sup>, 2009 to respond to the Non-Final Office action dated November 28<sup>th</sup>, 2008, for the instant response. The Commissioner is hereby authorized to charge all small-entity fees that may be required, or credit any overpayment, to Deposit Account 11-0404.

- **REQUEST FOR ENTRANCE OF AMENDMENTS AND CONSIDERATION OF ARGUMENTS**

Applicants respectfully request entrance of the amendments, and consideration of its arguments set forth below, as responsive to the Non-Final Office action dated November 28<sup>th</sup>, 2008.

Amended/new claims that may be construed as more limiting in scope than the scope of any of the claims prior to amendment/cancellation/addition should not be construed as an abandonment of any subject matter no longer claimed, nor should the amended/new claims be construed in any manner to waive or limit the equivalent structures of any element recited in

such claims that would otherwise be available under the Doctrine of Equivalents with respect to the unamended/canceled claims.

Amendment/cancellation/addition of the claims is not in any manner intended to, and should not be construed to, waive Applicant's right in the future to seek protection for the subject matter claimed in prior claims, or to seek protection for similar matter in any continuation, divisional, continuation-in-part, RCE, or any other application claiming priority to or through the present application. Applicants expressly reserve the right to file applications directed to the subject matter covered by any canceled, or previously submitted claim, as well as any uncovered subject matter disclosed in the specification.

- **Format of this Response**

This response is submitted in compliance with the revised format for making amendments to the specification, claims and drawings officially adopted by the USPTO on July 30, 2003, and which is now reflected in 37 C.F.R. §1.121. If a substitute specification is submitted herein, a clean form and marked-up version are included. Amendments to drawings, if any, are submitted in compliance with 37 C.F.R. §1.84 on replacement sheets as an attachment to this document (with an accompanying detailed explanation of all of the changes with respect to the drawings made in the remarks section of this amendment).